

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
Plaintiff,) 4:04CR3058
vs.)
PHILLIP ALAN NEVILLE,)
Defendant.) DETENTION ORDER
PETITION FOR
ACTION ON CONDITIONS
OF
SUPERVISED RELEASE

Pursuant to 18 U.S.C. § 3142(f) and § 3143(a) of the Bail Reform Act, and Fed. R. Crim. P. 32.1(a)(6),

IT IS ORDERED,

The above-named defendant shall be detained until further order, because:

- The defendant has failed to meet the burden of showing, by clear and convincing evidence pursuant to 18 U.S.C. § 3153 (a) and Fed. R. Crim. P. Rule 32.1(a)(6) that defendant is not likely to fail to appear or pose a danger to the safety of any person or the community.
- The defendant waived the right to a detention hearing and agreed to detention.

The Court's findings are based on the evidence presented in court and that contained in the court's records, and includes the following:

Based on the charges pending, the defendant poses a risk of harm to the public if released.

IT HEREBY IS FURTHER ORDERED:

The defendant is committed to the custody of the Attorney General for confinement in a corrections facility; the defendant shall be afforded reasonable opportunity for private consultation with counsel; and on order of a court of the United States, or on request of an attorney for the government, the person in charge of the facility shall deliver the defendant to a United States Marshal for appearance in connection with a court proceeding.

DATED: December 7, 2011

BY THE COURT:

s/*Cheryl R. Zwart*
Cheryl R. Zwart
United States Magistrate Judge